

§ 3003.6

the reasons for the denial, the right to file a concise statement of disagreement, the procedures for filing a statement of disagreement, the subsequent uses of a statement of disagreement, and of the right to seek judicial review in accordance with subsection (g) of the Privacy Act.

§ 3003.6 Fees.

The first copy of any record furnished under the Privacy Act of 1974 will be provided without charge. Additional copies will be charged at the cost of reproduction.

§ 3003.7 Exemptions.

The Postal Regulatory Commission has not established any exempt system of records.

[64 FR 57982, Oct. 28, 1999, as amended at 72 FR 33165, June 15, 2007]

PART 3004—PUBLIC RECORDS AND FREEDOM OF INFORMATION ACT

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AUTHORITY: 5 U.S.C. 552; 39 U.S.C. 503.

39 CFR Ch. III (7–1–10 Edition)

SOURCE: 74 FR 57256, Nov. 5, 2009, unless otherwise noted.

§ 3004.1 Purpose.

(a) This part implements the Free-dom of Information Act (FOIA), 5 U.S.C. 552, and describes the procedures by which a person may request copies of Commission records pursuant to FOIA. It contains the rules that the Commission follows in handling re-quests, such as the amount of time it has to make a determination regarding release of records and what fees to charge. It also describes how a sub-mitter of trade secrets or confidential business information can identify in-formation that the submitter believes to be exempt from disclosure under 5 U.S.C. 552(b).

(b) Information required to be pub-lished or made available pursuant to 5 U.S.C. 552(a)(1) and (a)(2) may be found in 39 CFR part 3002, and on the Com-mission's Web site at <http://www.prc.gov>. The Commission's guide to FOIA, all required FOIA indexes, and recent annual FOIA reports are also available on the Web site.

(c) Section 3004.10 identifies records that the Commission has determined to be public.

§ 3004.2 Presumption of openness.

(a) The Commission shall be proactive, and systematically, in a timely manner, post public records on-line in advance of any public request.

(b) It is the stated policy of the Com-mission that FOIA requests shall be ad-ministered with a clear presumption of openness.

§ 3004.10 Public records.

(a) Except as provided in § 3004.11 and in § 3007.10 of this chapter, the public records of the Commission include all submissions and filings as follows:

(1) Requests of the Postal Service for decisions or advisory opinions, notices, public reports, complaints (both formal and informal), and other papers seek-ing Commission action;

(2) Financial, statistical and other reports to the Commission, and other filings and submittals to the Commis-sion in compliance with the require-ments of any statute, executive order,